

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Criminal No. 15-284 (DWF/SER)

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	DEFENDANT'S MOTION
)	TO DISMISS THE INDICTMENT
)	
THOMAS ROBERT PAGE,)	
)	
Defendant.)	

The Indictment alleges that Thomas Robert Page engaged sexual conduct with minors in Yaoundé, Cameroon between 2007 and through 2010. Based on the allegations, he is charged in a three-count Indictment with engaging in Illicit Sexual Conduct in Foreign Places pursuant to 18 U.S.C. § 2423(c) with Minor A, Minor B and Minor C.

Pursuant to Fed. R. Crim. P. 12(b), Mr. Page moves to dismiss the Indictment, which includes at least these fatal defects: (1) under the applicable statute, venue in this State and district is improper; (2) as applied to the case at hand, the charges levied in the Indictment exceed congressional authority to assert extraterritorial reach and violate the Fifth Amendment's Due Process Clause; and (3) as applied to the case at hand, the charges exceed congressional authority pursuant to the Foreign Commerce Clause.

A memorandum in support of this motion will be filed separately.

Dated: January 6, 2016

Respectfully submitted,

s/ Andrew H. Mohring

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